



STATE OF INDIANA  
INDIANA STATE EXCISE POLICE

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As of July 1, 2011, IC 35-46-1-11.8 was amended to read as follows:

**Tobacco self-service displays**

Sec. 11.8. (a) As used in this section, "self-service display" means a display that contains tobacco in an area where a customer:

- (1) is permitted; and
- (2) has access to the tobacco without assistance from a sales person.

(b) This section does not apply to a self-service display located in a retail establishment that:

- (1) has a primary purpose to sell tobacco; and
- (2) prohibits entry by persons who are less than eighteen (18) years of age.

(c) The owner of a retail establishment that sells or distributes tobacco through a self-service display, other than a coin operated machine operated under IC 35-46-1-11 or IC 35-46-1-11.5, commits a Class C infraction.

(d) Notwithstanding IC 34-28-5-5(c), civil penalties collected under this section must be deposited in the Richard D. Doyle youth tobacco education and enforcement fund (IC 7.1-6-2-6).

This means **Gas Stations, Grocery Stores, Convenience Stores, Mini-Marts and Pharmacies are prohibited** from having **any tobacco products** in non-secured counter-top displays, non-secured shelving displays, non-secured cabinet displays, etc.

"Non-Secured" means that anyone other than an employee has access to the tobacco product because the tobacco product is accessible.

"Self-Service Displays" are still allowed in Tobacco Shops (where customers must be 18 or older) and 21 and older establishments.

Please contact your Excise Police district office with any questions you may have.